

LAW OFFICES
BLOOSTON, MORDKOFKY, DICKENS, DUFFY & PRENDERGAST
2120 L STREET, NW
WASHINGTON, DC 20037

HAROLD MORDKOFKY
BENJAMIN H. DICKENS, JR.
JOHN A. PRENDERGAST
GERARD J. DUFFY
RICHARD D. RUBINO
MARY J. SISAK
D. CARY MITCHELL
KATHLEEN A. KAERCHER
MICHAEL B. ADAMS, JR.
DOUGLAS W. EVERETTE

ARTHUR BLOOSTON
1914 – 1999

(202) 659-0830
FACSIMILE: (202) 828-5568

November 30, 2001

AFFILIATED SOUTH AMERICAN OFFICES

ESTUDIO JAUREGUI & ASSOCIATES
BUENOS AIRES, ARGENTINA

ROBERT M. JACKSON
OF COUNSEL

PERRY W. WOOFER
LEGISLATIVE CONSULTANT

EUGENE MALISZEWSKYJ
DIRECTOR OF ENGINEERING
PRIVATE RADIO

WRITER'S CONTACT INFORMATION

202-828-5540
jap@bloostonlaw.com

VIA ELECTRONIC FILING

Magalie Roman Salas, Secretary
Federal Communications Commission
445 – 12th Street, SW
Washington, D.C. 20554

Attention: Patrick Forster, Senior Engineer (3-A104)
Policy Division
Wireless Telecommunications Bureau

Re: Notification of Status of Facilities
CC Docket No. 94-102
Broadband PCS Station WPOI211
TRS Number: Not Yet Assigned – Network not constructed or providing
service to the public

Dear Ms. Salas:

On behalf of Hutchinson Telecommunications, Inc., and pursuant to the Commission's Public Notice, Mimeo No. DA 01-2459 (released October 19, 2001), we hereby submit this supplement to its November 9, 2000 status report on its implementation of Wireless E911 Phase II Automatic Location Identification service.

Please direct any questions or correspondence regarding this filing to our office.

Sincerely,


John A. Prendergast
Kathleen A. Kaercher

Attachment

HUTCHINSON TELECOMMUNICATIONS, INC.

**P.O. Box 639
235 Franklin Street
Hutchinson, Minnesota 55350-0639**

Magalie Roman Salas, Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

**Attention: Patrick Forster, Senior Engineer (3-A104)
Policy Division
Wireless Telecommunications Bureau**

**Re: Implementation Plans of Wireless E911 Phase II
Automatic Location Identification
Public Notice Pertaining to CC Docket No. 94-102
TRS Number: Not Yet Assigned – Network not constructed or providing
service to the public**

Dear Ms. Salas:

In accordance with the Public Notice, Mimeo No. DA 01-2459 (released October 19, 2001), and pursuant to the informal request of Commission staff, we hereby supplement our November 9, 2000 status report to inform the Commission that Hutchinson Telecommunications, Inc. (Hutchinson), licensee of Broadband Personal Communications Service Station WPOI211 has not yet constructed its system and as a result is not presently required to offer Enhanced 911 services.

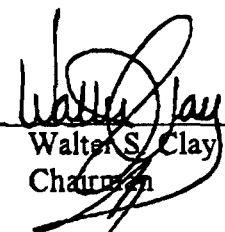
The five-year construction deadline for station WPOI211 is June 27, 2002. Currently the station is not constructed and does not “offer real-time, two way switched voice service that is interconnected with the public switched network and utilize an in-network switching facility which enables the provider to reuse frequencies and accomplish seamless hand-offs of subscriber calls,” and thus, the Commission’s Enhanced 911 rules do not currently apply to Hutchinson. 47 C.F.R. § 20.18(a). Out of an abundance of caution, Hutchinson requests that its license be included in any blanket waiver or E911 implementation extension that the Commission might grant small and mid-sized CMRS carriers.

As a small market carrier, Hutchinson does not have the buying power of national carriers, or the clout to influence equipment design and development. Hutchinson anticipates that it will have to wait until the requirements of the larger carriers are satisfied before it will be

able to obtain Phase II compliant equipment. In addition, Hutchinson has not received any request for Phase II service from the local Public Safety Answering Points, and does not anticipate receiving any such request in the near future. Thus, the public interest will not be harmed by including Hutchinson under the umbrella of a waiver or extension granted to similarly situated small or rural carriers. The Commission recognized, in the case of E911, that there could be instances where technology-related issues or exceptional circumstances may mean that deployment of Phase II is delayed since it requires the cooperative efforts of carriers, equipment manufacturers and suppliers and government officials responsible for public safety activities.¹ The Commission has acknowledged, in the cases of the largest carriers, that exactly that has happened and has granted requested extensions of time to comply with implementation rules for those carriers,² and should now take the opportunity to do so for the small and rural carriers. In the event that the Commission decides to extend E911 Phase II requirements for small and rural carriers, Hutchinson respectfully requests to be included.

Any questions concerning this filing should be directed to John A. Prendergast at Blooston, Mordkofsky, Dickens, Duffy and Prendergast, at 202/659-0830.

Respectfully submitted,
HUTCHINSON TELECOMMUNICATIONS, INC.

By 
Walter S. Clay
Chairman

November 30, 2001

¹ 15 FCC Rcd 1744, at ¶¶ 42-45.

² *Revision of the Commission's Rules to Ensure Compatibility with Enhanced 911 Emergency Calling Systems, Request for Waiver by Cingular Wireless LLC*, CC Docket 94-102, Order, FCC 01-296 (rel. October 12, 2001); *by Nextel Communications, Inc.*, FCC 01-295; *by Sprint Spectrum LP d/b/a Sprint PCS*, FCC 01-297; *by Celco Partnership d/b/a Verizon Wireless*, FCC 01-299; *by AT&T Wireless Services, Inc.*, FCC 01-294